

Albert P. Barker, ISB #2867
Scott A. Magnuson, ISB # 7916
BARKER ROSHOLT & SIMPSON LLP
1010 W. Jefferson St., Ste. 102
P.O. Box 2139
Boise, ID 83701-2139
Telephone: (208) 336-0700
Facsimile: (208) 344-6034

Attorneys for John F. Stevenson

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA	)	
	)	SUBCASE NOS.: 37-118
	)	
Case No. 39576	)	JOHN STEVENSON'S MOTION TO
	)	STRIKE OR DISMISS AND MOTION FOR
	)	PARTIAL SUMMARY JUDGEMENT
	)	
	)	

COMES NOW, Claimant, John F. Stevenson, by and through his attorneys of record, Barker Rosholt & Simpson LLP, and hereby files this *Motion to Strike or Dismiss and Motion for Partial Summary Judgment*, pursuant to Rules 12 and 56(c) of the Idaho Rules of Civil Procedure and Rule 6(4)(f) of this Court's Administrative Order 1 ("AO1"). Claimant's motion is supported by the *Memorandum and Affidavit of Albert P. Barker* filed together herewith. The hearing is set for August 3, 2011, at 9:30 a.m. at the SRBA, 253 3rd Ave. North, Twin Falls, Idaho.

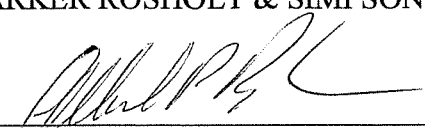
Stevenson submits that there are no genuine issues of material fact and that he is entitled to judgment as a matter of law. Objector's objection to the quantity element in the Amended Director's Report is untimely, and furthermore there are no genuine issues of fact concerning the quantity objection.

JOHN STEVENSON'S MOTION TO STRIKE OR DISMISS AND MOTION FOR PARTIAL SUMMARY JUDGEMENT

Stevenson requests that the court strike or dismiss Rogers' Objections, or in the alternative grant summary judgment.

Dated this 24th day of June, 2011.

BARKER ROSHOLT & SIMPSON LLP



Albert P. Barker

Attorneys for John Stevenson

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 24th day of June, 2011, I caused to be served a true and correct copy of the foregoing **JOHN STEVENSON'S MOTION FOR TO STRIKE OR DISMISS AND MOTION FOR PARTIAL SUMMARY JUDGEMENT** by the method indicated below, and addressed to each of the following:

Original filed with:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707
Fax No. 208-736-2121

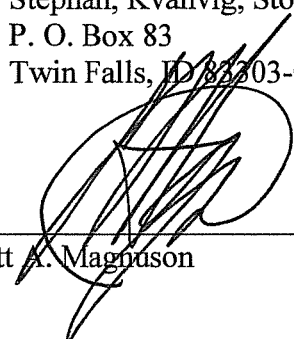
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United States Department of Justice
Environment & Natural Resource Div
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

Laird B. Stone
Stephan, Kvanvig, Stone & Trainor
P. O. Box 83
Twin Falls, ID 83303-0083



Scott A. Magnuson

JOHN STEVENSON'S MOTION TO STRIKE OR DISMISS AND MOTION FOR PARTIAL SUMMARY JUDGEMENT